

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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KAIBURR SYSTEMS LLC	)	
	)	
	)	
Plaintiff,	)	
	)	
	)	
- against -	)	Civil Action No.:
	)	<b>1:22-CV-399 GLS/TWD</b>
TOWER 05, INC.	)	
	)	
	)	
Defendant.	)	
	)	

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**STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, subject to the approval of the Court, that pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff voluntarily dismisses the above-captioned action and Defendant voluntarily dismisses its counter-claims, without prejudice, with each party to bear its own costs, except that the Court shall retain jurisdiction for the purposes of interpretation and enforcement of the terms of the parties' settlement agreement and Defendant's executed and notarized confession of judgment, dated as of July 31, 2024.

Dated: New York, New York  
August 19, 2024

Respectfully submitted,

By: /s/ Justin S Stern

Justin S Stern  
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*Attorneys for Plaintiff Kaiburr Systems LLC*

By: /s/ Scott C. Paton

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*Attorneys for Defendant Tower 05, Inc.*

**IT IS SO ORDERED:**

  
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Mae A. D'Agostino  
U.S. District Judge